



SECTION 3 ✓

I hereby Certify that this Correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on April 19, 2001.
Michelle M. Scordato

Name

Michelle M. Scordato

Signature

April 19, 2001

Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Sethi et al

Serial No.: 09/780,503

Filed: 02/09/01

For: A Method for Detecting Bacterial Exacerbations of
Chronic Lung Disease

RESPONSE

Assistant Commissioner for Patents
Attention: Box Missing Parts
Washington, D.C. 20231

Sir:

Responsive To the Notice To File Missing Parts of
Non-provisional Application dated March 19, 2001 (copy enclosed),
enclosed herewith is the signed declaration by the inventors.
Please note that inventor Sanjay Sethi has updated his address
but has initialed after such update.

Also enclosed is a check for \$65.00. If any
underpayment or overpayment has been made, please charge to
Deposit Account No. 08-2442.

Respectfully submitted,

HODGSON RUSS, LLP

By

Ranjana Kadle

Ranjana Kadle, Reg. No. 40,041

One M&T Plaza, Suite 2000
Buffalo, New York 14203-2391
(716) 848-1628
Date: April 19, 2001

FEE TRANSMITTAL for FY 2000

Patent Fees are subject to annual revision. - - - -

APR 23 2001

Application Number

09/780,503

Filing Date

02/09/01

First Named Inventor

Sethi, et al

Examiner-Name

Group/Art Unit

1623

Attorney Docket Number

11520.0228

TOTAL AMOUNT OF PAYMENT

(\$) 65.00

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

3. ADDITIONAL FEES

Deposit Account Number: 08-2442

Deposit Account Name:

Hodgson Russ LLP

Large
Fee
CodeEntity
Fee
(\$)Small
Fee
CodeEntity
Fee
(\$)

Fee Description

Fee
Paid☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

105

130

205

65

Surcharge - late filing fee or oath

\$ 65

☒ Applicant claims small entity status. See 37 CFR 1.27.

127

50

227

25

Surcharge - late provisional filing fee or cover sheet

\$

2. ☒ Payment Enclosed:☒ Check ☐ Credit Card ☐ Money Order ☐ Other

139

130

139

130

Non-English specification

\$

FEE CALCULATION

147

2,520

147

2,520

For filing a request for reexamination

\$

1. FILING FEE

Large Entity Small Entity

112

920*

112

920*

Requesting Publication of SIR prior to Examiner Action

\$

Fee Code

Fee (\$)

Fee Code

Fee (\$)

Fee Description

Fee Paid

113

1,840*

113

1,840*

Requesting Publication of SIR after Examiner Action

\$

101 710 201 355 Utility filing fee

\$

115

110

215

55

Extension for reply within first month

\$

106 320 206 160 Design filing fee

\$

116

390

216

195

Extension for reply within second month

\$

107 490 207 245 Plant filing fee

\$

117

890

217

445

Extension for reply within third month

\$

108 710 208 355 Reissue filing fee

\$

118

1,390

218

695

Extension for reply within fourth month

\$

114 150 214 75 Provisional filing fee

\$

128

1,890

228

945

Extension for reply within fifth month

\$

SUBTOTAL (1)

\$ 0

119

310

219

155

Notice of Appeal

\$

2. EXTRA CLAIM FEES

Extra Fee from
Claims belowFee
Paid

120

310

220

155

Filing a brief in support of an appeal

\$

Total Claims / / -20** = / / x / / =

\$

121

270

221

135

Request for oral hearing

\$

Independent Claims / / - 3** = / / x / / =

\$

138

1,510

138

1,510

Petition to institute a public use proceeding

\$

Multiple dependent / / x / / =

\$

140

110

240

55

Petition to revive - unavoidable

\$

Large Entity Small Entity

141

1,240

241

620

Petition to revive - unintentional

\$

Fee Code

Fee (\$)

Fee Code

Fee (\$)

Fee Description

Fee Paid

142

1,240

242

620

10 advance copies
Utility issue fee (or reissue)

\$

103 18 203 9 Claims in excess of 20

\$

143

440

243

220

Design issue fee

\$

102 80 202 40 Independent claims in excess of 3

\$

144

600

244

300

Plant issue fee

\$

104 270 204 135 Multiple dependent claim if not paid

\$

122

130

122

130

Petitions to the Commissioner

\$

109 80 209 40 **Reissue independent claims over original patent

\$

123

50

123

50

Petitions related to provisional applications

\$

110 18 210 9 **Reissue claims in excess of 20 and over original patent

\$

126

240

126

240

Submission of Information Disclosure Statement

\$

SUBTOTAL (2)

\$ 0

581

40

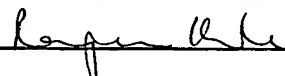
581

40

Recording each patent assignment per property (times number of properties)

\$

SIGNATURE:



146

710

246

355

Filing a submission after final rejection(37 CFR 1.129(a))

\$

Ranjana Kadle

Reg. No. 40,041

149

710

249

355

For each additional invention to be examined (37 CFR 1.129(b))

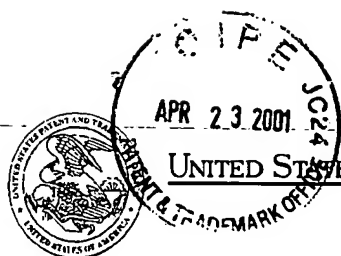
\$

DATE: April 19, 2001 Telephone: (716) 848-1628

*Reduced by basic filing fee paid

SUBTOTAL (3)

\$ 65



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/780,503	02/09/2001	Sanjay Sethi	11520.0228

CONFIRMATION NO. 7097

FORMALITIES LETTER



OC000000005873759

 Ranjana Kadle
 Hodgson Russ LLP
 Suite 2000
 One M&T Plaza
 Buffalo, NY 14203-2391

Date Mailed: 03/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

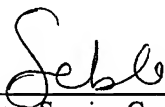
FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*



 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/24/2001 FFAHREIA 00000038 09780503

01 FC:205

65.00 OP